IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

APPEAL NO. 344 OF 2007

AND

ARBITRATION APPLICATION/PETITION (L) NO.622 OF 2006

ARBITRATION PETITION NO. 99 OF 2006

M/s. Taloja conductors P. Ltd. & Anr. ..Appellants

(Orig.Intervener Applicants)

Versus

The Greater Bombay Co-operative Bank Ltd.

& Ors. ..Respondents

Mr. Pankaj Kawli i/b. Dr. M.Shah Alam Khan for appellants.

CORAM: D.K.DESHMUKH &

J.H.BHATIA,JJ.

DATE : 21st August, 2007.

P.C.

1. This Appeal is filed against the order made by the learned Single Judge of this Court rejecting the Application filed by the petitioner for review of an order passed in a petition filed under Section 9 of the

Arbitration & Conciliation Act, 1996. That order was passed by consent of the parties who were parties to the arbitration agreement and also to the petition filed under Section 9 of the Arbitration Act. The learned Single Judge has observed that the remedy of the appellants is not in seeking review of the consent order, but, if so advised, challenging that order in appropriate Court. The learned Single Judge has also observed that because the appellants are not parties to the consent terms, the order does not bind them.

2. We find no fault with the order of the learned Single Judge.

Appeal is disposed of.

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(D.K.DESHMUKH,J.)

(J.H.BHATIA,J.)